| UNITED STATES DISTRICT COURT |
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| SOUTHERN DISTRICT OF NEW YORK |

IN RE: WORLD TRADE CENTER LOWER MANHATTAN DISASTER SITE LITIGATION

21 MC 102 (AKH) (all actions identified in the Table attached to the Notice of Motion)

ORDER

THIS DOCUMENT APPLIES TO ALL WORLD TRADE CENTER DISASTER SITE LITIGATION

from the 21 MC 102 docket to the 21 MC 100 docket.

This matter having been brought before the Court upon Defendants Tully Construction

Co. Inc. and Tully Industries, Inc.'s (collectively "Tully") motion to transfer all actions against

Tully pending in Consolidated Master Docket Number 21 MC 102 to Consolidated Master

Docket Number 21 MC 100 docket or, in the alternative, to stay all such actions as to Tully

pending the resolution of the appeal currently before the United States Court of Appeals for the

Second Circuit, entitled *In re World Trade Center Disaster Site Litigation*, No. 06-5324-cv; the

Court having considered all submissions submitted in support therein; and for good cause shown,

IT IS, on this _______ day of ________, 2007,

HEREBY ORDERED that all actions against Tully in 21 MC 102 are hereby transferred

ALVIN K. HELLERSTEIN United States District Judge

Dated: August , 2007